IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
THURSDAY, THE NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 22715 of 2004

Between:

1 Dhumpa Parvathi, W/o Venkat Reddy,
2 Gudemetla Venkat Reddy, S/o Sathi Reddy,
3 Thetala Trimurthi Reddy, S/o Venkat Reddy,
4 Kadali Murali Krishna, S/o Suryanarayana,
5 Ganesula Veera Raghavulu, S/o Venkanna,
6 Kuvuri Venkat Reddy, S/o Tatha Reddy,
7 Mallede Chandravathi, W/o Ramireddy,
8 Thalari Krishnaveni, W/o Rambabu,
9 Medapati Venkat Reddy, S/o Laxmana Reddy,
10 Bathula Nagamani, W/o Late Durga Prasad,
(All are R/o Pali Village, Athili Village, West Godavari District).

..... PETITIONERS

AND

1 The District Collector, West Godavari District.
2 The Mandal Revenue Officer, Athili Mandal, West Godavari District.
3 The Sarpanch, Pali Grampanchayat, Pali, Athili Mandal, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ one in the nature of Writ of Mandamus, or any other appropriate writ declaring the action of the respondents in not issuing proceedings assigning the plots while handing over possession of plots in R.S.No. 61, Pali Village, Athili Mandal, West Godavari District as arbitrary, illegal and unconstitutional and affecting the rights of the petitioners under Article 21 of the Constitution of India and other rules and regulations of assignment and direct the respondent Nos.1 and 2 to issue appropriate proceedings issuing house pattas in favour of the petitioners with respect to the land in R.S.No. 61 , Pali Village, Athili Mandal, West Godavari District, in pursuance of the resolution dt. 31-3-02 of the 3rd respondent in the interest of justice.

For the Petitioners: MR.CHETLURU SREENIVAS, Advocate

For the Respondent Nos.1 and 2: GP FOR PANCHAYAT RAJ & RURAL DEV.

For the Respondent No.3: None appeared

The Court at the admission stage made the following :

ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Panchayat Raj and Rural Development and at their request the writ petition is finally disposed of at the stage of admission.

The petitioners contend that they are landless poor and are entitled for house site pattas. Their grievance is that though the third respondent, considering their application for issue of house site pattas, recommended to the second respondent-Mandal Revenue Officer by a resolution No.44 R, dated 31-03-2002, to grant pattas to the petitioners and others with respect to the land in R.S. No.61 of Pali Village, Athili Mandal of West Godavari District, the second respondent has not considered their case.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the second respondent-Mandal Revenue Officer to consider the request of the petitioners/their representation, if any, pending before him in accordance with law.

Accordingly, the writ petition is disposed of at the stage of admission. No costs.

N.V. RAMANA, J

Date: 09-12-2004

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To

1 The District Collector, West Godavari District.
2 The Mandal Revenue Officer, Athili Mandal, West Godavari District.
3 The Sarpanch, Pali Grampanchayat, Pali, Athili Mandal, West Godavari District.

4 Two CCs. to the Government Pleader for Panchayat Raj and Rural Development, High Court Buildings, A.P., Hyderabad (OUT).

5 Two CD copies.